**20:06:13:79.  Guaranteed issue.** With respect to an eligible person, an issuer may not deny or condition the issuance or effectiveness of a Medicare supplement policy described in § 20:06:13:81 that is offered and is available for issuance to a new enrollee by the issuer, may not discriminate in the pricing of a Medicare supplement policy because of the eligible person's health status, claims experience, receipt of health care, or medical condition, and may not impose an exclusion of benefits based on a preexisting condition under a Medicare supplement policy.

 **Source:** 25 SDR 44, effective September 30, 1998.

 **General Authority:** SDCL 58-17A-2(2)(5)(11).

 **Law Implemented:** SDCL 58-17A-2(2)(5)(11), 58-17A-17.